



To enrich lives through effective and caring service



Santos H. Kreimann
Director

Kerry Silverstrom
Chief Deputy

June 3, 2010

TO: Small Craft Harbor Commission
FROM: *Kerry Silverstrom for*
Santos H. Kreimann, Director
SUBJECT: **SMALL CRAFT HARBOR COMMISSION AGENDA**
June 9, 2010

Enclosed is the June 9, 2010 meeting agenda, together with the minutes from your meeting of April 13, 2010. Also enclosed are reports related to Agenda Items 4a, 4b, 5a, 6a, 6b, 6c and 7a.

Please feel free to call me at (310) 305-9522 if you have any questions or need additional information in advance of the meeting.

SHK:pw
Enclosures



To enrich lives through effective and caring service



**SMALL CRAFT HARBOR COMMISSION
AGENDA
June 9, 2010
10:00 A.M.**

Santos H. Kreimann
Director
Kerry Silverstrom
Chief Deputy

**BURTON W. CHACE PARK COMMUNITY ROOM
13650 MINDANAO WAY
MARINA DEL REY, CA 90292**

1. Call to Order and Pledge of Allegiance
2. Approval of Minutes: Meeting of April 13, 2010
3. **COMMUNICATION FROM THE PUBLIC**

This is the opportunity for members of the public to address the Commission on items that are not on the posted agenda, provided that the subject matter is within the jurisdiction of the Commission. Speakers are reminded of the three-minute time limitation.

4. **REGULAR REPORTS**

- a. Marina Sheriff (DISCUSS REPORTS)
 - Crime Statistics
 - Enforcement of Seaworthy & Liveaboard Sections of the Harbor Ordinance with Liveaboard Permit Percentages
- b. Marina del Rey and Beach Special Events (DISCUSS REPORT)

5. **OLD BUSINESS**

- a. Approval of Amendment No. 6 to Second Amended and Restated Lease No. 55624 - Parcel 125R (Marina City Club) (RECOMMEND TO BOARD OF SUPERVISORS)

6. **NEW BUSINESS**

- a. Approval of Mitigated Negative Declaration and Option for Amended and Restated Lease to Facilitate Redevelopment of Parcel 7 (Tahiti Marina and Apartments) (RECOMMEND TO BOARD OF SUPERVISORS)
- ~~b. Approval of Mitigated Negative Declaration and Option for Amended and Restated Lease to Facilitate Redevelopment of Parcel 64 (Villa Venetia Apartments) Item removed per the applicant's request (RECOMMEND TO BOARD OF SUPERVISORS)~~

- c. Revision of Small Craft Harbor Commission Rules (RECOMMEND TO BOARD OF SUPERVISORS)

7. **STAFF REPORTS** (DISCUSS REPORT)

- a. Ongoing Activities
- Board Actions on Items Relating to Marina del Rey
 - Regional Planning Commission's Calendar
 - Venice Pumping Plant Dual Force Main Project Update
 - Oxford Basin Project Update
 - Redevelopment Project Status Report
 - Design Control Board Minutes
 - Unlawful Detainer Actions
 - Parcels 49 and 77 Competitive Selection Process
 - Diversion of Ballona Creek Dry Weather Flow to Hyperion
 - Public Access on Strip of Land Between Ocean Front Walk and the Beach

8. **AWARD OF SCROLL**

- a. Presentation of a Board of Supervisors scroll to Cynthia Williams

9. **ADJOURNMENT**

PLEASE NOTE

1. The Los Angeles County Board of Supervisors adopted Chapter 2.160 of the Los Angeles Code (Ord. 93-0031 ~ 2 (part), 1993, relating to lobbyists. Any person who seeks support or endorsement from the Small Craft Harbor Commission on any official action must certify that he/she is familiar with the requirements of this ordinance. A copy of the ordinance can be provided prior to the meeting and certification is to be made before or at the meeting.
2. The agenda will be posted on the internet and displayed at the following locations at least 72 Hours preceding the meeting date:

Department of Beaches and Harbors Website Address: <http://marinadelrey.lacounty.gov>

Department of Beaches and Harbors
Administration Building
13837 Fiji Way
Marina del Rey, CA 90292

MdR Visitors & Information Center
4701 Admiralty Way
Marina del Rey, CA 90292

Burton Chace Park Community Room
13650 Mindanao Way
Marina del Rey, CA 90292

Lloyd Taber-Marina del Rey Library
4533 Admiralty Way
Marina del Rey, CA 90292

3. The entire agenda package and any meeting related writings or documents provided to a Majority of the Commissioners (Board members) after distribution of the agenda package, unless exempt from disclosure Pursuant to California Law, are available at the Department of Beaches and Harbors and at <http://marinadelrey.lacounty.gov>

Si necesita asistencia para interpretar esta informacion llame al (310) 305-9586.

ADA ACCOMODATIONS: If you require reasonable accommodations or auxiliary aids and services such as material in alternate format or a sign language interpreter, please contact the ADA (Americans with Disabilities Act) Coordinator at (310) 305-9590 (Voice) or (310) 821-1734 (TDD).

SMALL CRAFT HARBOR COMMISSION MINUTES
April 13, 2010

Commissioners: Russ Lesser, Chairman; Dennis Alfieri, Vice Chairman; Vanessa Delgado, Commissioner; Allyn Rifkin, Commissioner (excused absence); Albert DeBlanc, Commissioner (un-excused absence)

Department of Beaches and Harbors: Gary Jones, Deputy Director; Paul Wong, Chief of Asset Management Division; Dusty Crane, Chief of Community and Marketing Service Division; Dennis Wantabe, Betsy Barker and Kevin Fountain, Information Systems.

County: Thomas Faughnan, Principal Deputy County Counsel; Sergeant Escamilla and Lieutenant Gautt, Sheriff's Department; Michael Tripp, Regional Planning; Bill Winter, Department of Public Works; Daniel Lafferty, Department of Waterworks and Sewer Maintenance.

Call to Order and Pledge of Allegiance:

Chairman Lesser called the meeting to order at 6:13 p.m. followed by the pledge of allegiance.

Approval of Minutes:

Chairman Lesser asked for a motion to approve the March 10, 2010 minutes. **Moved by Commissioner Alfieri; seconded by Chairman Lesser; unanimously approved.**

Item 3 - Communication from the Public

Jon Nahhas asked what kind of notification, particularly to boaters, was given for this meeting. Tom Faughan stated there is no legal requirement for separate notice to individuals who are impacted on any particular item on the agenda.

Nancy Vernon Marino said the Department of Regional Planning charges ten dollars for a copy of a compact disc of the audio from their meetings while Beaches and Harbors charges twenty dollars. Gary Jones said the department will look into the cost and is hoping to have the audio recordings of Small Craft Harbor Commission and Design Control Board meetings posted on the Department's website as soon as possible.

Item 4 - Regular Reports

Sergeant Escamilla presented the monthly Crime Report; advised the public not to leave valuable items clearly visible; advised there was a slight trend of boat burglaries but the Sheriff's Department has a person of interest; motorcycle thefts have gone down since last month; the Sheriff is working on a Crime Stoppers program, which is similar to the We Tip program.

Chairman Lesser noticed there was one rape on the report.

Sergeant Escamilla said he could not comment on details because the case is under investigation. However, it is not a violent attack.

Deputy John Rochford gave the liveaboard report. He stated they are checking on expired permits.

Gary Jones reported on special events. No public comment.

Item 5a - Anchorage Replacement Plan - Parcel 125R (Marina City Club)

Eric Alexander, Senior VP of Operations at Essex Property Trust, Inc., stated Essex has been the owner of the Marina City Club property since 2004 and gave a brief overview of Essex's dock redevelopment plan. He introduced Tim Bazley of BlueWater Design Group who was hired to design the redevelopment plan. Mr. Bazley gave a PowerPoint Presentation of the plan, which includes improvements on the promenade. He mentioned the hours of the promenade will be closed from dawn to dusk hours. Chairman Lesser stated the hours of the promenade should not be closed during the dining hours. Mr. Bazley replied that the Marina City Club promenade is closed during the evening hours now and the hours have to be balanced with security concerns of six hundred plus home owners and renters. Chairman Lesser replied there are million dollar homes on the beaches where people can walk on the beach right by their yards.

Nancy Vernon Marino spoke about the Department of Boating and Waterways' (DBAW) width for sailboats; commented on the slip mix of the planned redevelopment; said the boat slip study did not include the Esprit I docks; and said removing the fingers next to the seawall takes away more slips from small boaters.

Jon Nahhas gave a presentation; claimed the reduction of slips is against the California Coastal Act; there has been substantial loss of slips already; commented on the mix of the proposed redevelopment; stated there should be pumpouts at the end of every single dock; and cited the reduction in small slips and increase in larger slips. He claimed the dry stack storage would not work and this marina has 65% sailboats. Commissioner Delgado noted the mega yacht slips are going from 2 to 6 slips.

Dan Gottlieb stated the mathematics of the boat slip survey were incorrect.

Bruce Russell spoke about the west part of the promenade being too small and the promenade should be kept opened.

Beverly Moore spoke about the importance of the waterfront promenade to the Marina del Rey visitors serving establishments. She handed photos from the early 1960' and 70's to the Commission and stated the promenade was designed and intended for public use and the proposed hours will decrease public access.

Eddie Estrada, a boater, doesn't see a problem for a smaller boater to find slips to rent, but larger boats are having trouble finding slips. He had to wait for years before he was able to rent a 40 foot slip.

Erik Alexander stated Essex Trust is trying to market demands; they are spending ten million plus dollars trying to be responsive to the needs of boaters and tenants for the next thirty years.

Tim Bazley spoke about a slip sizing study independently commissioned by Essex having reached the same conclusion as the County's slip sizing study. Chairman Lesser pointed out that Mr. Nahhas' claim about the percentage of sailboats existing at this marina is inaccurate and conflicts with the marina owner's survey data. Paul Wong responded that Jon Nahhas' claim was indeed inconsistent with the survey presented by Essex.

Erik Alexander spoke about the loss of tenants and concerns of condo owners if the promenade remains open at all time. Commissioner Delgado mentioned she was having a problem with the tables. After some discussion Commissioner Delgado's concern was addressed.

Commissioner Alfieri stated his concern about the dock not having centralized pump outs and about the early closing of the promenade. Erik Alexander said there is a concern of overtaxing the existing landside sewage system and explained why the gates cannot be open twenty-four hours. Chairman Lesser mentioned the need for dry stack storage, further commented on the proposal, and stated he is not in favor of closing gates early. Tim Bazley requested endorsement from the Commission.

Chairman Lesser asked for a motion to endorse the Anchorage Replacement Plan with a strong recommendation to the Coastal Commission that they do everything in their power to maximize public access on the promenade. **Moved by Commissioner Alfieri; seconded by Commissioner Delgado; unanimously approved.**

Item 6a – Marina del Rey Speed limits

Bill Winter from the Department of Public Works gave a presentation on how legal speed limits are set. He said that basic speed laws are determined by motorists, as limits are set, via traffic study, as close as possible to an 85th percentile of speeds recorded. Marina del Rey has three perimeter highways: Fiji Way, Admiralty Way and Via Marina. Two weeks ago, his department finished compiling the traffic study and has the following determination: The speed limit for Admiralty Way is 40 MPH, which is consistent with the traffic; Fiji Way is 35 MPH but the data indicates the speed should be set at 40 MPH; Via Marina is 40 MPH but the data indicates it should be set at 45 MPH. Chairman Lesser commented that drivers could increase speeds by consistently speeding beyond the posted speed limit.

Nancy Vernon Marino spoke about Marina del Rey being a regional recreational resource; it is already dangerous to cross these roadways; she would like to see no right turns on red light restrictions at the Bali/Admiralty and Mindanao/Admiralty intersections.

Item 6b – Marina del Rey Water Distribution System

Daniel Lafferty of the Department of Public Works gave a presentation on water conservation, rebate programs, availability of water and the current drought. Commissioners asked about the effect on farmers. Daniel Lafferty replied the farmers are under the same restrictions.

Nancy Vernon Marino asked about the availability of water with the proposed developments in the Marina. Mr. Lafferty replied that the Urban Water Management Plan, which is updated every five years, addresses the availability of water for the next twenty years.

Item 6c – Approval of Amendment No. 5 to Lease No. 17567 – Parcel 131S (Café del Rey)

Paul Wong provided information on the proposed amendment, which solely adjusts the rental security provision and no other term.

There were no public comments.

Moved by Commissioner Delgado; seconded by Commissioner Alfieri; unanimously approved.

Item 6d – Department of Beaches and Harbors' New Web Site – Public Review and Comments

The Department of Beaches and Harbors' Information Systems team (Dennis Wantabe, Betsy Barker and Kevin Fountain) gave a presentation of the Department's new website, which is near completion. In the future, the public will be able to access many County department websites and documents through DBH's portal, as soon as the collaborating departments update and link their websites to the system.

Nancy Marino expressed the difficulty of searching for Marina del Rey documents on the Department of Regional Planning's website. She would like to see a "one stop shop" of the marina's development projects.

Item 7a – Staff Reports

Nancy Marino stated concern over the staff reports, especially regarding how the redevelopment projects are presented.

Tom Faughnan and Gary Jones responded to her concerns.

Chairman Lesser adjourned the meeting at 8:51 p.m.

*A compact disc of the recorded meeting can be purchased from the Commission's secretary immediately following the meeting.

**LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
MARINA DEL REY STATION
PART I CRIMES MAY 2010**



	West		East		Lost		Marina		Upper		County		Lower		Windsor		View		TOTALS
	Marina	2760	Marina	2761	R.D.	2762	Water	2763	Ladera	2764	Area	2765	Ladera	2766	Hills	2767	Park	2768	
Homicide																			0
Rape																			0
Robbery: Weapon																			0
Robbery: Strong-Arm																			0
Aggravated Assault																			0
Burglary: Residence	1								1				1		3		2		8
Burglary: Other Structure	4		1												2				7
Grand Theft	10		5				1								1		1		18
Grand Theft Auto	2		2				1						2		1		1		9
Arson																			0
Boat Theft																			0
Vehicle Burglary	11		1						1				1		2				16
Boat Burglary							2												2
Petty Theft	4		2				1						3		4		2		16
REPORTING																			
DISTRICTS	32		11		0		5		2		0		7		13		6		76
TOTALS																			

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, Date Prepared **JUNE 1, 2010**
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART 3 CRIMES- MAY 2010



	MARINA AREA (RD'S 2760- 2763)	EAST END (RD'S 2764- 2768)
Part I Crimes		
Homicide	0	0
Rape	0	0
Robbery: Weapon	0	0
Robbery: Strong-Arm	0	0
Aggravated Assault	0	0
Burglary: Residence	1	7
Burglary: Other Structure	5	2
Grand Theft	16	2
Grand Theft Auto	5	4
Arson	0	0
Boat Theft	0	0
Vehicle Burglary	12	4
Boat Burglary	2	0
Petty Theft	7	9
Total	48	28

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared –** JUNE 1, 2010
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART 2 CRIMES- MAY 2010



Community Advisory Committee	Upper Ladera 2764	Lower Ladera 2766
Homicide	0	0
Rape	0	0
Robbery: Weapon	0	0
Robbery: Strong-Arm	0	0
Aggravated Assault	0	0
Burglary: Residence	1	1
Burglary: Other Structure	0	0
Grand Theft	0	0
Grand Theft Auto	0	2
Arson	0	0
Boat Theft	0	0
Vehicle Burglary	1	1
Boat Burglary	0	0
Petty Theft	0	3
Total	2	7

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared** JUNE 1, 2010
CRIME INFORMATION REPORT - OPTION B



MARINA DEL REY HARBOR LIVEBOARD COMPLIANCE REPORT 2010



Liveboard Permits Issued

	April	May
New permits Issued:	6	3
Renewal Issued:	17	16
<hr/>		
Total:	23	19
Notices to Comply Issued:	18	34

Totals:	April	May
Liveboard:	319	318
Current Permits:	248	245
Expired Permits:	58	59
No Permits:	13	14

Total reported vessels in Marina del Rey Harbor:	4483
Percentage of vessels that are registered liveboards	7.09%
Number of currently impounded vessel:	1



To enrich lives through effective and caring service

June 3, 2010



TO: Small Craft Harbor Commission

FROM: *Kerry Silverstrom for*
Santos H. Kreimann, Director

SUBJECT: **AGENDA ITEM 4b – MARINA DEL REY AND BEACH SPECIAL EVENTS**

Santos H. Kreimann
Director

Kerry Silverstrom
Chief Deputy

MARINA DEL REY EVENTS

THE MARINA DEL REY SUMMER CONCERT SERIES 2010

Waterside at Burton Chace Park, 13650 Mindanao Way
July 8 through August 28, from 7:00 pm – 9:00 pm

Classical Thursdays

July 8

"A Night at the Opera" showcases finalists and winners from the Loren L. Zachary National Vocal Competition with arias and ensembles from best-loved operas, in one of the most popular events of the classical series. Frank Fetta conducts the Marina del Rey Summer Symphony.

July 22

19-year-old American pianist Claire Huangci, already hailed by critics as "one of this century's major talents", is featured in a performance of the "Piano Concerto no. 3" by Serge Prokofiev. The orchestra is heard in the glorious "Symphony no. 2 in E minor" by Sergei Rachmaninoff. The Marina del Rey Summer Symphony is conducted by Maestro Frank Fetta.

Pop Saturdays

July 17

Florence LaRue and the 5th Dimension, who have performed and recorded, with their distinctive sound, some of the greatest hits in American pop music history, will make their second appearance at the Marina del Rey Summer Concerts. They will sing some of the many songs that have made them six-time Grammy award winners with 14 gold records.

July 31

As actor, director, recording artist and Grammy nominee, James Darren has made an indelible mark on the entertainment industry. Best remembered for his starring role in the film *Gidget*, Darren has appeared in 22 feature films, in addition to numerous television appearances. He returns to the Marina del Rey Summer Concert stage in an evening of the pop and jazz standards he says were always his favorites – "what I grew up with and what I really truly loved."

Classical Thursdays

August 5

The Marina del Rey Summer Symphony, conducted by Maestro Frank Fetta, presents a special tribute to the Beatles, with symphonic arrangements of some of their greatest hits and songs sung by the Christopher Brothers. Also on the program, two of George Gershwin's most celebrated works for orchestra: "Porgy and Bess: Symphonic Picture" and "American in Paris".

August 19

22-year-old violinist Hahn-Bin, a special protégé of the great Itzhak Perlman, has won critical acclaim for his "extraordinary, intelligent and beautiful" performances. Making his second appearance with Maestro Frank Fetta and the Marina del Rey Summer Symphony, Hahn-Bin is the soloist in virtuoso works by Henri Wieniawski and Pablo de Sarasate. The orchestra will perform Samuel Barber's "Souvenirs", Maurice Ravel's "Bolero", and Igor Stravinsky's "Firebird".

Pop Saturdays

August 14

One of the founding figures of the Bossa Nova movement in Brazil and, in 1962, one of the first artists to bring Bossa Nova to American audiences at a historic concert in New York's Carnegie Hall, Oscar Castro-Neves brings his genius as a guitarist, composer and arranger to the Marina del Rey Summer Concerts with *Oscar Castro-Neves and Friends*. He and his ensemble will perform Bossa Nova favorites, as well as music from his many worlds that include: jazz, pop and classical idioms.

August 28

Dame Cleo Laine – an international star at the forefront of the entertainment industry, recognized by Queen Elizabeth II as Dame Commander of the British Empire for her services to music; and the only singer ever to win Grammys in the jazz, pop, and classical fields – returns to the Marina del Rey Summer Concerts. Joined by her ensemble and her daughter, British jazz favorite, Jacqui Dankworth, Cleo will thrill her many fans with a concert of unforgettable renditions of classics from jazz to Broadway.

For more information call: Marina del Rey Visitors Center at (310) 305-9545

MARINA DEL REY MOVIE NIGHTS

Burton Chace Park
13650 Mindanao Way
July 24 through September 4

FREE family movies in the park! Showtime is at 8:00 pm. Come picnic with us at Hornblower Café in Burton Chace Park, open for sunset dining.

Saturdays

July 24 - Hairspray
August 7 - The Blind Side
August 21 - Shark Tale
September 4 - Arctic Tale

For more information call: Marina del Rey Visitors Center at (310) 305-9545

MARINA DEL REY WATERBUS

June 25 through September 6

For fun on the weekend, ride the Marina del Rey WaterBus. Park your car and ride the WaterBus for a unique water's-eye view of Marina del Rey. Seven boarding stops throughout the Marina offer opportunities to shop or dine in one of the most beautiful Southern California residential and tourist areas. Bikes and strollers welcome on board, no pets allowed. Fare is \$1.00 per person, one way. Season passes are available for \$30.00.

June 25 – September 6

Fridays: 5:00 pm - midnight
Saturdays: 11:00 am - midnight
Sundays: 11:00 am - 9:00 pm

Marina Summer Concert Schedule

Thursday concert nights
July 8: 5:00 pm - midnight
July 22: 5:00 pm - midnight
August 5: 5:00 pm - midnight
August 19: 5:00 pm – midnight

Holiday Schedule

4th of July: 11:00 am - midnight
Labor Day: 11:00 am - 9:00 pm

WaterBus attendants will arrange for land taxi service for passengers needing special assistance to any WaterBus boarding stop for the \$1.00 fare.

Boarding locations are:

Marina "Mother's" Beach (ADA accessible)
4101 Admiralty Way

Fisherman's Village
13755 Fiji Way

Burton Chace Park (ADA accessible)
13650 Mindanao Way
#110

Waterfront Walk (ADA accessible)
4433 Admiralty Way, Fire Station

Dolphin Marina (ADA accessible)
13900 Panay Way, Dock Gate #C-200

Marina Harbor (ADA accessible)
14028 Tahiti Way, Dock Gate #A-2200

Esprit 1 (ADA accessible)
13900 Marquesas Way, Dock Gate B-401

Ample parking is available at nearby Los Angeles County lots for a reasonable fee.

For more information call: Marina del Rey Visitor Center at (310) 305-9545

MARINA DEL REY FOURTH OF JULY FIREWORKS

Burton Chace Park
Sunday, July 4
9:00 pm

The traditional fireworks extravaganza over the main channel in Marina del Rey will be presented on Sunday evening, July 4, starting promptly at 9:00 pm. This event is sponsored by the Los Angeles County Department of Beaches and Harbors. The fireworks are choreographed to patriotic music, which will be broadcast by radio station KXLU 88.9 FM in sync with the pyrotechnic display. The music will be relayed over loudspeakers in Burton Chace Park.

Parking is available in County lots. Fireworks may also be viewed at Fisherman's Village and throughout Marina del Rey.

For more information call: Marina del Rey Visitor Center at (310) 305-9545

BIRD WATCHING EXPERIENCE PROGRAM

Burton Chace Park, 13650 Mindanao Way
Thursday, June 17th, at 4:00 pm

Los Angeles County Department of Beaches and Harbors sponsored bird watching walk for adults is a free two-hour walk, which will take place at various sites in the Ballona Wetlands. We will also be visiting the shoreline habitat to observe sandpipers. Meet at the Burton Chace Park Community Room. Participation, parking and transportation to the tour site are free. Pre-registration is a must! To register, please call (310) 726-4128.

For more information call: (310) 726-4128

SUNSET SERIES SAILBOAT RACES

Marina del Rey
Wednesdays through September 1, 2010
5:30 pm – 8:00 pm

Spectators can enjoy these races from the comfort of one of the restaurants with views of the Main Channel on Wednesday evenings between 5:30 pm (sailboats leaving the harbor) and 8:00 pm (race finishes at California Yacht Club).

For more information call: (310) 823-4567

FISHERMAN'S VILLAGE WEEKEND CONCERTS

Sponsored by Pacific Ocean Management, LLC
All concerts are from 2:00 pm – 5:00 pm

Saturday, June 5

Scott Martin & The Latin Soul, playing Latin Soul & Jazz

Sunday, June 6

Floyd & The Fly Boys, playing Soul Review

Saturday, June 12

LA Love Band, playing Classic Jazz & Soul

Sunday, June 13

2 AZZ 1 Body & Soul, playing Smooth Jazz with Vocals

Saturday, June 19

Hound Dog Dave & The Mel-Tones, playing Traditional Blues

Sunday, June 20

The Kid & Nic Show, playing American Pop

Saturday, June 26

Brad Wilson Band, playing Rockin' the Blues

Sunday, June 27

Bernie Meisinger Band, playing American Song Book & Jazz

For more information call: Pacific Ocean Management at (310) 822-6866

BEACH EVENTS

BEACH SHUTTLE

May 28 – September 6, 2010
Fridays and Saturdays from 10:00 am – 10:00 pm
Sundays and Holidays from 10:00 am – 8:00 pm

Catch a free ride on the Beach Shuttle on weekends and holidays to and from Playa Vista, Marina del Rey and Venice, and enjoy the surf, sand, and surroundings of Marina del Rey in a hassle-free and relaxing way. Beach shuttle also operates from 5:00 pm to 10:00 pm during the Thursday Marina del Rey Summer Concerts, which begin July 8th.

For more information call: Marina del Rey Visitor Center (310) 305-9545 or Playa Vista Guest House (310) 745-5200

SHORE FISHING

Dockweiler Youth Center
12505 Vista del Mar
Los Angeles, CA 90245
8:00 am – 10:00 am

Los Angeles County Department of Beaches and Harbors is offering an introduction to shore fishing class. Come enjoy a beautiful morning of fishing from the shores of Dockweiler Beach. Fishing poles and bait will be provided at no cost. All ages are welcome. Anyone under the age of 12 years old must be accompanied by an adult. Anyone over the age of 16 years old must present a valid California fishing license to participate. Please call to pre-register at (310) 726-4128. ***Limited to 10 participants per session.**

Fishing Dates: Saturday: June 5, June 12, June 19 and June 26, 2010

For more information call: (310) 726-4128

MR. AND MRS. MUSCLE BEACH

Venice Beach
1800 Ocean Front Walk
July 4, 2010
Pre-Judging starts at 10:00 am
Finals start at 1:00 pm

Free Bodybuilding competition on Venice Beach.

For more information call: (310) 399-2775 or visit www.musclebeachvenice.com

GI JOE PIER TO PIER WALK/RUN

City of Hermosa Beach
June 12, 2010 at 7:00 am

Walk or run from the Hermosa Beach Pier to the Manhattan Beach Pier and back (approximately four miles) in the sand. Pre-registered participants will receive a Pier to Pier Run T-shirt.

For more information call: (310) 836-9339 or visit JC@MBbootcamp.com

SHK:DC:ks



To enrich lives through effective and caring service



Santos H. Kreimann
Director

Kerry Silverstrom
Chief Deputy

June 3, 2010

To: Small Craft Harbor Commission

From: Santos H. Kreimann, Director 

Subject: **ITEM 5a – APPROVAL OF AMENDMENT NO. 6 TO SECOND AMENDED AND RESTATED LEASE NO. 55624 – PARCEL 125R (MARINA CITY CLUB)**

Item 5a on your agenda pertains to Marina City Club's revised anchorage replacement schedule. Because the Department has chosen to process one master waterside Coastal Development Permit (CDP) for all anchorage replacements, as preferred by the California Coastal Commission, Essex Marina City Club, L.P, the Parcel 125R lessee, will be unable to meet deadlines to obtain entitlements for and complete construction of the new anchorage. Accordingly, the proposed Amendment No. 6 extends the deadlines to secure entitlements and complete construction until eight months and 30 months, respectively, after the date the Coastal Commission approves the County's master waterside CDP.

Attached is a copy of the Board letter that explains the details of the proposed amendment. Your Commission's endorsement of the recommendation to the Board of Supervisors to approve Amendment No. 6 to the Second Amended and Restated Lease No. 55624 for Parcel 125R as contained in the attached letter is requested.

SHK:ks

June 15, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**APPROVAL OF REVISED ANCHORAGE REPLACEMENT SCHEDULE
AMENDMENT NO. 6 TO SECOND AMENDED AND RESTATED LEASE NO. 55624
MARINA CITY CLUB (Parcel 125R at 4333 Admiralty)
MARINA DEL REY
(4th DISTRICT - 4 VOTES)**

SUBJECT

Request approval of a lease amendment for Parcel 125R (Marina City Club) that extends anchorage replacement deadlines to dates subsequent to California Coastal Commission approval of a master waterside Coastal Development Permit the County intends to secure.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the proposed Lease Amendment No. 6 to the Second Amended and Restated Lease No. 55624 is categorically exempt under the California Environmental Quality Act pursuant to class 1(r) of the County's Environmental Document Reporting Procedures and Guidelines.
2. Approve and authorize the Chair of the Board to sign the attached Amendment No. 6 to the Second Amended and Restated Lease No. 55624, granting to Essex Marina City Club, L.P. an extension of time to secure regulatory approvals and complete construction of the Parcel 125R (Marina City Club) docks to dates eight and 30 months, respectively, after the County's master waterside Coastal Development Permit is approved by the California Coastal Commission, with up to six additional months as an outside completion date to complete construction should an event of force majeure prevent the lessee from completing the work on schedule.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On January 6, 2004, your Board consented to the assignment of Parcel 125R (Marina City Club) to Essex Marina City Club, L.P. (Lessee), a California limited partnership. As part of its acceptance of the assignment of the lease, Essex agreed to replace all of the docks by

December 31, 2008. On December 16, 2008, your Board granted a four-year extension to replace the Parcel 125R docks to December 31, 2012, along with the requirement that Lessee pay the County an annual extension fee of \$110,000, commencing December 16, 2008, until completion of the docks. As a condition of the extension, Lessee agreed to obtain all necessary regulatory approvals and permits to replace the docks no later than June 30, 2010 or to pay the County \$250,000 as compensation for said failure by July 15, 2010. Further, Lessee agreed to complete construction of the docks by December 31, 2012 or pay the County \$100 per month for each slip that has not been completed until all of the dock construction is complete. The outside completion date for the docks was set for June 30, 2013.

Consistent with the California Coastal Commission's desire to have the various redevelopment projects requiring Local Coastal Program (LCP) amendments submitted as one LCP amendment rather than project by project, the Department of Beaches and Harbors (Department) is preparing to apply for a master waterside Coastal Development Permit for anchorage replacements on various parcels in Marina del Rey, in which the Parcel 125R anchorage replacement will be included (the "Waterside CDP"). The Department has requested and Lessee has withdrawn its own Coastal Development Permit application for its individual anchorage replacement project. This will necessarily require a delay in Lessee securing the required entitlements and completing construction within the existing deadlines and, thus, they must be extended.

The attached Amendment No. 6 to the Second Amended and Restated Lease No. 55624 extends the dates to both obtain all permits and complete construction to eight months and 30 months, respectively, after the date the County has obtained approval for the Waterside CDP. In the event Lessee fails to obtain all necessary regulatory approval to commence construction within eight months following Waterside CDP approval, Lessee shall pay the County \$250,000 as compensation for said failure within 15 days of said date. If the Lessee is unable to complete construction within 30 months, Lessee shall pay the County \$100 per month for each slip that has not been completed until all of the dock construction is completed. The outside completion date for construction is extended for an additional six months beyond the 30 months to allow the Lessee to complete its work should an event of force majeure prevent it from completing the work as scheduled.

Implementation of Strategic Plan Goals

The recommended action will facilitate County's effort to obtain just one Waterside CDP for all dock replacements and will also ensure the Lessee's completion of construction within a reasonable time frame after approval of the Waterside CDP is secured, both of which will result in fulfillment of Strategic Plan Goal No. 1, "Operational Effectiveness", Strategy 1, "Fiscal Sustainability", as there will be more efficiency in securing Coastal Commission approval for all dock replacement through one Waterside CDP and the redeveloped docks will enhance the County's revenue.

FISCAL IMPACT/FINANCING

Amendment No. 6 provides for continued annual extension payments of \$110,000 to the County during construction of the docks that otherwise could have been expected as increased revenue commencing in 2009 had construction of the new docks been completed within the initial deadline.

Operating Budget Impact

The \$110,000 extension payment budgeted in the Department's FY 2009-10 Final Adopted Budget has already been received, and an additional \$110,000 has been included in the Department's FY 2010-11 Proposed Budget. Subsequent \$110,000 extension payments will continue to be included in proposed budgets as one-time revenue until the dock construction is complete.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The term of the Lease, executed in October 1987, commenced retroactively on November 7, 1986 and expires on July 29, 2067.

The new docks shall be constructed in conformance with Marina del Rey dock design standards current as of the date of construction and shall be fully compliant with California Department of Boating and Waterways guidelines. In addition, the new docks will provide access as required by the Americans with Disabilities Act and include a pumpout station, if required by the California Coastal Commission, and a transient/water-taxi dock.

Amendment No. 6 has been approved as to form by County Counsel. The Small Craft Harbor Commission will consider the recommendation to approve Amendment No. 6 at its meeting of June 9, 2010, and its action will be communicated to your Board prior to your Board's consideration of this matter.

ENVIRONMENTAL DOCUMENTATION

Amendment No. 6 is categorically exempt under the provisions of the California Environmental Quality Act pursuant to class 1(r) of the County's Environmental Document Reporting Procedures and Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no impact on current services from your Board's approval of this Amendment No. 6.

The Honorable Board of Supervisors

June 15, 2010

Page 4

CONCLUSION

Please have the Chair of the Board sign all three copies of Amendment No. 6 and have the Executive Officer of the Board return two executed copies, as well as a copy of the adopted Board letter, to the Department of Beaches and Harbors.

Respectfully submitted,

Santos H. Kreimann
Director

SHK:KS:GJ:PW:ks

Attachment (1)

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors

AMENDMENT NO. 6 TO THE SECOND AMENDED AND RESTATED
LEASE (IMPROVED PARCEL) NO. 55624
PARCEL NO. 125R – MARINA DEL REY SMALL CRAFT HARBOR

THIS AMENDMENT NO. 6 TO THE SECOND AMENDED AND RESTATED LEASE
(IMPROVED PARCEL) NO. 55624, PARCEL NO. 125R – MARINA DEL REY SMALL
CRAFT HARBOR (this "Amendment") is dated as of JUNE 3, 2010 (the "Effective
Date"),

BY AND BETWEEN

COUNTY OF LOS ANGELES,
Hereinafter referred to as "County,"

AND

ESSEX MARINA CITY CLUB, L.P.,
a California limited partnership, as successor in interest to
Marina City Club, L.P., a California limited partnership
(f/k/a J.H. Snyder Company), hereinafter referred to as
"Lessee."

WITNESSETH:

WHEREAS, County and Marina City Club, L.P., a California limited partnership ("Original Lessee"), entered into that certain Second Amended and Restated Lease (Improved Parcel) dated October 27, 1987 and identified as Lease No. 55624 ("The Original Lease"), as amended by (i) that certain First Amendment to the Second Amended and Restated Lease (Improved Parcel) No. 55624, Parcel 125R Marina del Rey dated November 4, 1988, (ii) that certain Second Amendment to the Second Amended and Restated Lease (Improved Parcel) No. 55624, Parcel 125R – Marina del Rey dated August 1, 1992, (iii) that certain Amendment No. 3 to the Second Amended and Restated Lease (Improved Parcel) No. 55624, Parcel 125R – Marina del Rey Small Craft Harbor dated December 3, 2002, (iv) that certain Amendment No.4 to the Second Amended and Restated Lease (Improved Parcel) No. 55624, Parcel 125R – Marina del Rey Small Craft Harbor dated June 22, 2004, and, (v) that certain Amendment No. 5 to the Second Amended and Restated lease (Improved Parcel) No. 55624, Parcel 125R – Marina del Rey Small Craft Harbor dated December 16, 2008 (the Original Lease, as so amended, is hereinafter referred to as the "Lease"); and

WHEREAS, pursuant to that certain Assignment of Lease dated as of December 11,

2003 and executed by Original Lessee, and that certain Acceptance of Assignment of Lease dated as of December 18, 2003 and executed by Lessee, Lessee acquired all of Original Lessee's right, title and interest in and to, and assumed Original Lessee's obligations under, the Lease effective as of January 21, 2004 (the foregoing Assignment of Lease and Acceptance of Assignment of Lease are collectively referred to herein as the "Assignment"); and

WHEREAS, pursuant to Amendment No. 5, Lessee is required to obtain all necessary governmental permits and approvals for the construction of the New Anchorage Facilities by not later than June 30, 2010; and

WHEREAS, County, in its sole discretion, has decided to submit an application to the California Coastal Commission for a master waterside coastal development permit for improvements on various parcels in Marina del Rey, including Parcel 125R (the "Waterside Permit"); and

WHEREAS, Lessee has withdrawn its permit application with the California Coastal Commission at County's request awaiting the conclusion of the Waterside Permit and therefore is not able to meet the June 30, 2010 deadline; and

WHEREAS, Lessee and County desire to enter into this Amendment to extend the Construction Completion Date (as defined hereinbelow), and other critical dates in conjunction therewith as set forth in Amendment No. 5.

NOW, THEREFORE, with reference to the foregoing recitals, and for other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, County and Lessee hereby agree as follows:

1. Definitions. All initially-capitalized terms used but not defined in this Amendment have the meanings given such terms in the Lease.

2. Commencing as of the Effective Date of this Amendment, Sections 2.2, 2.3, and 3 of Amendment No. 5 shall be amended and restated in their entirety to read as follows:

"2.2 Design and Construction of New Anchorage Facilities. The New Anchorage Facilities shall constitute Improvements to be constructed by Lessee under Article 4 of the Lease, and Lessee shall comply with all terms and provisions of Article 4 of the Lease in

connection with the design and construction of the New Anchorage Facilities. Without limitation of the foregoing, the New Anchorage Facilities shall be designed and constructed in accordance with plans and specifications that are approved by the Department on behalf of County. Lessee shall prepare and submit to the Department all plans and specifications for the New Anchorage Facilities, and submit and process with applicable governmental authorities all applications for required governmental permits and approvals for the New Anchorage Facilities, in accordance with a schedule that is reasonably expected to effectuate the completion of the construction of the New Anchorage Facilities by not later than the date which is twenty-two (22) months after the commencement of construction, (the "Construction Completion Date"). Within thirty (30) days after the Waterside Permit has been approved by the California Coastal Commission, Lessee shall submit to the Department a proposed schedule for the design, permitting and construction of the New Anchorage Facilities, which schedule shall be subject to the Department's approval, which approval shall not be unreasonably withheld. Upon approval by the Department, Lessee shall comply with such design, permitting and construction schedule. In all events, Lessee shall commence construction on the New Anchorage Facilities no later than eight (8) months after the approval of the Waterside Permit. If lessee fails to obtain all necessary governmental permits and approvals for the construction of the New Anchorage Facilities by the date which is eight (8) months after the Waterside Permit has been approved by the California Coastal Commission (the "Required Permit Receipt Date"), then in addition to the Extension Payments and any Additional Extension payments, if applicable (as such terms are defined in Section 3 below), lessee shall pay to County the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) (the "Permit Delay Fee") on or before the date fifteen (15) days after the Required Permit Receipt Date.

"2.3 Completion of New Anchorage Facilities. Lessee shall perform the New Anchorage Facilities construction on a phased basis in accordance with a phasing schedule approved by the Department, which approval shall not be unreasonably withheld. Such phasing schedule shall not result in more than thirty percent (30%) of the boat slips on the Premises being out of service at any one time. Lessee shall substantially complete the construction of the New Anchorage Facilities by not later than the Construction Completion Date. If Lessee has worked diligently to complete the design, permitting and construction of the New Anchorage Facilities by the Construction Completion Date, but despite such diligent efforts Lessee is unable to substantially complete the construction of the New Anchorage Facilities by the

HOA.704089.1

Construction Completion Date, then Lessee shall not be in default of the Lease for its failure to substantially complete the construction of the New Anchorage Facilities by the Construction Completion Date as long as Lessee substantially completes the construction of the New Anchorage Facilities by the date which is two (2) months after the Construction Completion Date. Notwithstanding the foregoing, if Lessee is delayed in the substantial completion of the construction of the New Anchorage Facilities by the Outside Anchorage Completion Date due to an Anchorage Force Majeure Event (as defined below), then the Outside Anchorage Completion Date shall be extended by the duration of the delay caused by such Anchorage Force Majeure Event, but in no event shall the Outside Anchorage Completion Date be extended beyond the date which is six (6) months after the Anchorage Completion Date (the "Outside Anchorage Completion Date"). If Lessee fails to substantially complete the construction of the New Anchorage Facilities by the Outside Anchorage Completion Date (as such date may be extended pursuant to the immediately preceding sentence), then upon written notice by County to Lessee, such failure shall constitute an Event of Default by Lessee under Article 8 of the Lease, without any requirement for a cure or grace period, and County shall have the right to exercise all of its rights and remedies available under the Lease, at law or in equity as a result of such Event of Default. Notwithstanding any contrary provision of the Lease, the dates for Lessee's performance under this Section 2 and Section 3 below shall not be subject to extension for any reason, including without limitation, any force majeure delay or other excuse, except for (i) any extension of the Required Permit Receipt Date pursuant to the next to last sentence of Section 2.2 above, (ii) any extension of the Anchorage Completion Date for an Anchorage Force Majeure Event in accordance with this Section 2.3, or (iii) any extension of the Construction Completion Date set forth in Section 3 below for an Anchorage Force Majeure Event. For purposes of this Amendment, the "substantial completion" of the New Anchorage Facilities shall mean the completion of the New Anchorage Facilities, subject only to minor punch-list items that do not materially interfere with the use and occupancy of the New Anchorage Facilities by boaters, including without limitation, receipt by Lessee of a certificate of occupancy (whether temporary or permanent) or other governmental approval for all of the New Anchorage Facilities that permits the lawful use or occupancy thereof. Lessee shall diligently complete any remaining punch-list items as soon as reasonably possible (but in any event within thirty (30) days, except to the extent that a period longer than thirty (30) days is required due to the unavailability of parts or materials or other causes beyond the reasonable control of

Lessee).

"For purposes hereof, an Anchorage Force Majeure Event shall mean a delay in the completion of the New Anchorage Facilities due to fire, earthquake, flood, tornado, tsunami, civil disturbance, war, organized labor dispute, moratorium or other similar unforeseeable event beyond the control of Lessee that occurs after the date of this Amendment. In no event shall an Anchorage Force Majeure Event include any delay attributable to financial infeasibility or other financially related condition. Notwithstanding any contrary provision hereof, no delay attributable to an Anchorage Force Majeure Event shall be considered to have commenced until Lessee has provided County with written notice of the occurrence, condition or circumstance that constitutes such Anchorage Force Majeure Event; provided, however, that if Lessee provides written notice to County of the Anchorage Force Majeure Event within five (5) business days after the date that Lessee first becomes aware that the occurrence, condition or circumstance that constitutes the Anchorage Force Majeure Event has occurred or arisen, then the delay attributable to the Anchorage Force Majeure Event shall be considered to have commenced retroactive to the date that the Anchorage Force Majeure Event causing the delay first occurred or arose.

"3. Extension Payments. In consideration of the extension granted by County to Lessee under this Amendment with respect to the completion of the New Anchorage Facilities, Lessee shall pay to County an annual amount equal to One Hundred Ten Thousand Dollars (\$110,000.00) (each, an "Extension Payment") commencing on December 16, 2008 until the date of the substantial completion of the New Anchorage Facilities. Lessee shall continue to pay annual Extension Payments to County on each and every successive December 16th unless and until as of the due date for a particular Extension Payment the construction of the New Anchorage Facilities has been substantially completed. In addition to the Extension Payments, if the construction of the New Anchorage Facilities has not been substantially completed by the Construction Completion Date (as such date may be extended by an Anchorage Force Majeure Event, but not beyond the Outside Anchorage Completion Date), then Lessee shall thereafter pay to County an additional monthly sum (each, an "Additional Extension Payment") equal to One Hundred Dollars (\$100.00) per month for each boat slip of the New Anchorage Facilities that has not been substantially completed as of the first day of each calendar month thereafter (i.e., commencing with the first day of each calendar month following the Construction

Completion Date if the foregoing Construction Completion Date is not extended by an Anchorage Force Majeure Event) until all of the New Anchorage Facilities have been substantially completed. If applicable, the first Additional Extension Payment shall be paid by Lessee to County on or before the first day of the calendar month following the Construction Completion Date (or in the case of an Anchorage Force Majeure Event, the first day of the calendar month following the date to which the Construction Completion Date as set forth in this Section 3 is extended) and subsequent Additional Extension Payments shall continue to be paid by Lessee to County on or before the first day of each calendar month thereafter until the New Anchorage Facilities have been substantially completed. The Extension Payments and Additional Extension Payments described in this Section 3 and the Permit Delay Fee described in Section 2.2 above, if and to the extent payable hereunder, shall constitute additional rent payable by Lessee under the Lease. The Additional Extension Payments and Permit Delay Fee (if applicable) are not intended as a forfeiture or penalty within the meaning of Sections 3275 or 3369 of the California Civil Code, but are intended to constitute liquidated damages for Lessee's failure to substantially complete the New Anchorage Facilities by the date required in this Amendment, the parties acknowledging and agreeing that it is extremely impracticable and difficult to estimate the actual damage and harm (including rental losses) that County will suffer from further delays by Lessee in performing the New Anchorage Facilities work. The parties further expressly acknowledge, stipulate and agree that the Additional Extension Payments and Permit Delay Fee are reasonable taking into consideration all circumstances, including without limitation, Lessee's existing failure to perform the boat slip replacement work as previously agreed by Lessee under the Assignment and in consideration of the further extension being granted by County under this Amendment."

3. The Lease has not been modified, amended or supplemented except as set forth in this Amendment and, as amended by this Amendment, the Lease is and remains in full force and effect.

(Signatures on following page)

IN WITNESS WHEREOF, County has, by order of its Board of Supervisors, caused this Amendment to Lease to be subscribed by the Chair of said Board and attested by the Executive

Officer thereof, and the Lessee, by its duly authorized representative, has executed the same.

Dated: _____, 2010

COUNTY: COUNTY OF LOS ANGELES

By: _____
Chair, Board of Supervisors

ATTEST:

SACHI A. HAMAI,
Executive Officer-Clerk of the
Board of Supervisors

By: _____
Deputy

APPROVED AS TO FORM:

ANDREA SHERIDAN
County Counsel

By: _____
Deputy

APPROVED AS TO FORM:

MUNGER, TOLLES & OLSON LLP

By: _____

LESSEE:

ESSEX MARINA CITY CLUB, L.P.,
a California limited partnership

By: Essex MCC, LLC,
a Delaware limited liability company,
its general partner

By: Essex Portfolio, L.P.,
a California limited partnership,
its sole member

By: Essex Property Trust, Inc.,
a Maryland corporation,
its general partner

By: _____
Erik Alexander,
Senior Vice President



To enrich lives through effective and caring service



June 3, 2010

Santos H. Kreimann
Director

Kerry Silverstrom
Chief Deputy

To: Small Craft Harbor Commission

From: Santos H. Kreimann, Director

Subject: **ITEM 6c – REVISION OF SMALL CRAFT HARBOR COMMISSION RULES**

Item 6c pertains to the proposed revision of the Small Craft Harbor Commission Rules, which first arose during public comment. The attached redlined draft identifies all of the proposed changes, with the substantive changes being as follows:

- References to the members of the Commission have been made gender neutral;
- The regular Commission meeting time has been changed from 9:30 a.m. to 10:00 a.m. to reflect the time change recently approved by your Commission;
- Section 2: Language added is to conform the section with the Uniform Public Hearing Protocols approved and required by the Board of Supervisors to be adhered to by all County Commissions;
- Section 5: Reference to an exhibit containing guidelines for public participation at public hearings has been removed, given the Board of Supervisors has approved and is requiring all County Commissions to adhere to Uniform Public Hearing Protocols, which are incorporated in your Commission's Rules through many of the currently proposed revisions;
- Section 8: The provision stating no member of the Commission shall be elected to the same office for more than two consecutive terms of one year each has been removed, as this is not what occurs in practice and we wanted to allow your Commission a greater amount of flexibility;
- Section 9: The duties and powers of the Chair are revised to conform with the Uniform Public Hearing Protocols approved and required by the Board of Supervisors to be adhered to by all County Commissions;

- Sections 11 through 16: Much of Section 11 has been removed, which has largely been replaced by Sections 12 through 16 to conform to the Uniform Public Hearing Protocols approved by the Board of Supervisors;
- Section 17: Language included clarifies the order of business for the public comment portion of the meeting;
- Former Sections 14 and 15 regarding meeting in closed session have been removed, because the circumstances under which the Commission could legally meet in closed session are extremely limited and are governed entirely by the Brown Act; and,
- Former Section 22 has been replaced with Section 14, which conforms to the Uniform Public Hearing Protocols approved by the Board of Supervisors.

County Counsel has reviewed and approved the revised Rules as to form.

Your Commission's approval of the revised Rules is requested. The new Rules will be recommended to the Board of Supervisors for adoption upon your Commission's approval.

SHK:ks
Attachment



Rules



***of the
Los Angeles County
Small Craft Harbor
Commission***

Revised May 12, 2010

RULES OF THE SMALL CRAFT HARBOR COMMISSION

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RULES OF THE SMALL CRAFT HARBOR COMMISSION

CHAPTER I GENERAL PROVISIONS

Section 1. **APPLICATION.** These rules shall apply to the Small Craft Harbor Commission of the County of Los Angeles (the "~~COMMISSION~~ommission").

Section 2. **RULES OF ORDER.** The proceedings of the Commission shall be governed by the Ralph M. Brown Act (the "Brown Act"), and such other laws of the State of California as may apply, and to the extent the Brown Act and other statutory laws of the State of California do not apply, by Robert's Rules of Order, newly revised, except as ~~herein~~ otherwise provided in these rules (collectively, the "Rules"). The foregoing notwithstanding, compliance with the Rules shall not be mandatory except to the extent required by law, and failure to follow Robert's Rules of Order or these Rules shall not invalidate any Commission action taken. The County Counsel shall act as parliamentarian and, on request of the Chairman, shall give parliamentary advice.

CHAPTER II COMMISSION MEETINGS

Section 3. **REGULAR MEETINGS.** The regular meetings of the Commission shall be held on the second Wednesday of each month, commencing at the hour of ~~9:30~~10:00 a.m., in the Community Room of Los Angeles County's Department of Beaches and Harbors' Chace Park, at 13650 Mindanao Way, Marina del Rey, California or such other day, time, or place, as the Commission may decide for its ~~next scheduled~~ regular meeting schedule. If any regular meeting day falls upon a holiday, the regular meeting of the Commission shall be held at the same place upon the first succeeding day which is not a holiday commencing at the same hour.

Section 4. **SPECIAL MEETINGS.** The Commission may elect to hold a special meeting on a day, at a time, or in a location other than that prescribed in Section 3 for regular meetings. All Rules pertaining to regular meetings of the Commission shall apply to special meetings to the extent they may be applicable to the special meeting to be conducted.

Section 5. **PUBLIC HEARINGS.** The Commission may hold public hearings and may appoint one of its members to be the hearing officer, with responsibility for reporting his/her findings and recommendations to the Commission. ~~Guidelines for public participation at a public hearing are included in Exhibit 1.~~

Section 6. **QUORUM.** A majority of the Commission shall constitute a quorum, and a quorum must be present for the Commission to conduct its business.

Section 7. **MAJORITY VOTE.** No act of the Commission shall be valid or binding unless a majority of the Commission concurs. However, if there is less than a

majority vote of the Commission on an item, the Commission may refer the item to the Board of Supervisors with a notation of the Commission's vote.

CHAPTER III ELECTION, POWERS, AND DUTIES OF CHAIRMAN AND VICE-CHAIRMAN

Section 8. **ELECTION OF CHAIRMAN AND VICE-CHAIRMAN.** At its January meeting, the Commission shall elect both a Chairman and a Vice-Chairman to serve until the next January regular meeting. ~~No member of the Commission shall be elected to the same office for more than two consecutive terms of one year each.~~

Section 9. **CHAIRMAN DUTIES AND POWERS.** The Chairman shall possess the powers, and perform the duties prescribed, as follows:

- a. Have general direction over the Commission meeting ~~room~~ and assign seats for the use of the members;
- b. Preserve order and decorum; prevent demonstrations; order removed from the meeting any person whose conduct he/she deems objectionable; and order the meeting room cleared whenever he/she shall deem it necessary (Government Code section 54957.9);
- c. Assure that attendance of the public at meetings ~~in the Meeting Room~~ shall be limited to the number which can be accommodated by the seating facilities regularly maintained therein. No standees shall be permitted;
- d. Allocate the length of time for public discussion of any matter in advance of such discussion, with the concurrence of the Commission;
- e. Allocate equal time to opposing sides insofar as possible taking into account the number of persons requesting to be heard on any side;
- f. Limit the amount of time that a person may address the Commission during a public discussion period in order to accommodate those persons desiring to speak and to facilitate the business of the Commission; and,
- g. ~~Appoint hearing officers and set dates for public hearings.~~ At his/her discretion, alter or change the order in which agenda items are considered, depending upon his/her determination of the importance or urgency of an item.

~~In the event of the resignation, removal, or death of the Chairman, the Vice-Chairman shall serve as Chairman for the remainder of the term.~~

Section 10. **VICE-CHAIRMAN DUTIES AND POWERS.** The Vice-Chairman shall have all of the powers and duties of the Chairman during the absence of, or inability to act of, the Chairman. In the event of the resignation, removal, or death of the Chair, the Vice-Chair shall serve as Chair for the remainder of the term.

In the event of the resignation, removal, or death of the Vice-Chairman, or the assumption of duties and powers of the Chairman by the Vice-Chairman as provided in ~~Section 9~~, the Commission shall elect another member to serve as Vice-Chairman until the end of the term.

CHAPTER IV

CONDUCT OF MEETINGS

Section 11. **PUBLIC MEETINGS.** Meetings of the ~~Small-Craft Harbor~~ Commission are open to the public.

- ~~1. The general public is invited to comment upon agenda items after introduction of the item by a member of the Commission or Department.~~
- ~~2. Individual speakers may be limited to specific time periods of not less than three minutes, and are requested to present information not already provided. Speakers will be recognized only once on a given item.~~
- ~~3. At the conclusion of the public comments the Commission will consider the item without any further comment or debate from the floor.~~
- ~~4. The "Communications From the Public" item on the agenda provides time for any party to address the Commission on any matters that are within the subject matter jurisdiction of the Commission. A person may make one presentation under this agenda item per Commission meeting. Individual speakers may be limited to specific time periods of not less than three minutes in length; the number of speakers under this item may be limited to five.~~
- ~~5. The Chairman, at his discretion, may alter or change the order in which agenda items are considered, depending upon his determination of the importance or urgency of an item.~~
- ~~6. The Chairman shall order removed from the Commission Meeting Room any person who commits the following acts with respect to a regular or special meeting of the Commission:~~
 - ~~a. Disorderly, contemptuous or insolent behavior toward the Commission or any member thereof, tending to interrupt the due and orderly course of said meeting;~~
 - ~~b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting;~~
 - ~~c. Disobedience of any lawful order of the Chairman, which shall include an order to be seated or to refrain from addressing the Commission;~~
 - ~~d. Any other unlawful interference with the due and orderly course of said meeting.~~

Any such removal shall be effected by a peace officer upon being directed by the Chairman.

Section 12. **REMOVAL FROM COMMISSION MEETINGS.** At the discretion of the Chair or upon vote of the Commission, the Chair may order removed from the meeting any person who commits the following acts of disruptive conduct at a regular, adjourned regular or special meeting of the Commission:

- a. Disorderly, contemptuous or insolent behavior toward the Commission or any member thereof, tending to interrupt the due and orderly course of said meeting;
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting;
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Commission;
- d. Any other unlawful interference with the due and orderly course of said meeting; and any person so removed shall be excluded from further attendance at the meeting from which he/she has been removed, unless permission to attend is granted upon a majority vote of the Commission; and,
- e. In addition, any person so removed on the basis of disruptive conduct described above may not be allowed to address the Commission for up to a maximum of 90 days. The period of prohibition from addressing the Commission will be determined by the Chair, or the Commission upon a vote, based on the number and severity of prior incidents of disruptive conduct.

Any such removal shall be effected by a peace officer upon being directed by the Chair.

Section 13. **REQUESTS TO ADDRESS THE COMMISSION ON AN AGENDA ITEM.** A person requesting to address the Commission will be allowed a total of three minutes per meeting, unless the time is adjusted by the Chair as deemed appropriate given the nature of the matter. Requests to be heard must be submitted to the Commission staff through the use of an approved "Speaker Request" form before the item is called. Any individual found to have engaged in disruptive conduct, as defined above, may be prohibited from addressing the Commission at future meetings as set forth above.

Speaker Request forms shall request the following information from the constituent:

- a. The name of the Commission
- b. Agenda item number to be discussed or Public Comment
- c. If the constituent is in favor or opposed to the agenda item
- d. Constituent's name

- e. Constituent's telephone number (optional)
- f. Constituent's address (optional)
- g. Name of organization (if applicable)
- h. A brief summary of the constituent's position on the matter

Section 14. ADDRESSING THE COMMISSION. No person shall address the Commission until he/she has first been recognized by the Chair. The decision of the Chair to recognize or not recognize a person may be changed by order of the Commission. All persons addressing the Commission shall give their names for the purpose of the record. The Chair may, in the interest of facilitating the business of the Commission, limit or expand the amount of time which a person may use in addressing the Commission.

Section 15. USE OF CELL PHONES AND PAGERS DURING COMMISSION MEETINGS. All pagers and cell phones belonging to the public, press or Commission personnel must be placed on vibrate mode or be turned off while a Commission meeting is in session.

Section 16. PUBLIC COMMENT - NON-AGENDA ITEMS. Notwithstanding any other provision of these Rules, members of the public shall have the right to address the Commission on items of interest which are within the subject matter jurisdiction of the Commission. A person requesting to address the Commission on a non-agenda item will be allowed up to three minutes per meeting. A person addressing the Commission shall avoid personalities on an agenda or non-agenda item. Any individual found to exhibit disruptive conduct, as defined above, may be prohibited from addressing the Commission on agenda items and during public comment at future meetings as set forth above.

Section 17. ORDER OF BUSINESS. The business of each regular meeting of the Commission shall be transacted as far as practicable in the following order:

- a. Call to order and action on absences;
- b. Action on minutes of prior meeting;
- c. Comments by members of the public on matters that are not on the agenda but are within the subject matter jurisdiction of the Commission;
- d. Posted agenda items, e.g., regular reports, old business, new business, staff reports;
- e. Items not on the posted agenda to be discussed and (if requested) placed on the agenda for action at a future meeting of the Commission, or items requiring immediate action because of an emergency situation involving severe impairment to the public health or safety or where the need to take action arose subsequent to the posting of the agenda;
- f. Presentation of scrolls, where applicable; and,

g. Adjournment.

Section 18. **AGENDAS AND POSTING REQUIREMENT.** The Commission may set items for each agenda and, Agendas will be posted at least 72 hours in advance of each regular meeting at the Administration building of the Department of Beaches and Harbors located at 13837 Fiji Way, Marina del Rey. The agenda will describe each agenda item to be considered, the proposed action, and the location and time of the meeting.

~~Section 14. **MATTERS FOR CLOSED SESSIONS.** The Brown Act allows the Commission to go into closed session to discuss the following matters:~~

- ~~1. The purchase, sale, or lease of real property with the agency's negotiator, or to instruct the negotiator.~~
- ~~2. Pending litigation.~~
- ~~3. National security, or the security of public buildings and/or threats to public access to public services and facilities.~~
- ~~4. The issuance of a license to a person with a criminal record.~~
- ~~5. The appointment, employment, performance, or dismissal of an employee, or to hear complaints or charges against an employee, unless the employee requests a public hearing.~~
- ~~6. Salaries, compensation, or fringe benefits for employees.~~

~~Section 15. **CLOSED SESSIONS – PROCEDURES.** In order to maintain compliance with the Brown Act, the intent of which is to insure that the public's business is conducted in open meetings, the following procedures will be followed whenever the Commission holds a closed session:~~

- ~~1. Prior to or after any closed session, the Commission must publicly state the general reason or reasons for the closed session. Specific statutory authority may be cited.~~
- ~~2. If the closed session is to discuss pending litigation which has been formally initiated before a court, an administrative body, a hearing officer, or an arbitrator, the title of the litigation must be cited in the public statement, unless it would jeopardize the County's ability to serve process on an unserved party or to conclude settlement negotiations, and a memorandum of reasons and authority for the closed session shall be prepared by the County Counsel and filed with the minutes and records of the Commission.~~
- ~~3. In the closed session, the Commission may only discuss the matters covered in the public statement.~~

4. ~~A minute book shall be kept of the topics discussed in the closed sessions and the decisions made. This book shall not be a public record and may only be viewed by members of the Commission, or court of general jurisdiction in the event of an alleged violation of the Brown Act.~~

CHAPTER V MISCELLANEOUS PROVISIONS

Section 169. **SECONDED MOTION.** Each motion made by any member of the Commission shall require a second. Motions and seconds may be made by any member of the Commission, including the Chairman.

Section 4720. **ROLL CALL.** The roll need not be called in voting upon a motion except where specifically required by law or requested by a member. If the roll is not called, in the absence of objection, the Chairman may order the item unanimously approved. When the roll is called on any motion, any commissioner present who does not vote in an audible voice shall be recorded as "Aye."

Section 4821. **SIGNS.** Except with prior authorization of the Chairman, no placards, signs or posters or packages, bundles, suitcases or other large objects shall be brought into the Commission Meeting Room.

Section 4922. **DISRUPTIONS.** All demonstrations, including cheering, yelling, whistling, hand clapping and foot stamping, are prohibited.

Section 203. **DISTRIBUTION OF LITERATURE.** Except with prior authorization of the Chairman, the distribution of literature, of whatever nature or kind, is prohibited.

Section 244. **SMOKING.** Smoking is prohibited in the Commission Meeting Room.

~~Section 22. **ADDRESSING THE COMMISSION.** No person shall address the Commission until he or she has first been recognized by the Chairman. The decision of the Chairman to recognize or not recognize a person may be changed by order of the Commission. All persons addressing the Commission shall give their names for the purpose of the record and state whether they are addressing the Commission on their own behalf or the behalf of someone else. The Chairman may, in the interest of facilitating the business of the Commission, limit the amount of time which a person may use in addressing the Commission.~~

Section 235. **COUNTY LOBBYISTS.** The Chairman may refuse permission to any person not registered as a "county lobbyist" in accordance with provisions of Chapter 2.160 of Los Angeles County eCode who is seeking to address the Commission in his/her capacity as a "county lobbyist", as that term is defined in Chapter 2.160 of the Los Angeles County eCode.

revised 5/12/2010



To enrich lives through effective and caring service

June 3, 2010



Santos H. Kreimann
Director

Kerry Silverstrom
Chief Deputy

TO: Small Craft Harbor Commission
FROM: *Kerry Silverstrom for*
Santos H. Kreimann, Director

SUBJECT: **ITEM 7a - ONGOING ACTIVITIES REPORT**

BOARD ACTIONS ON ITEMS RELATING TO MARINA DEL REY

On April 20, 2010, the Board of Supervisors approved \$708,000 in funding for the Fourth Supervisorial District's Paratransit Program to provide continuation of paratransit services to eligible patrons in the unincorporated areas of the County, including Marina del Rey, for Fiscal Year 2010-2011.

On May 11, 2010, the Board approved Phase II of the Marina Waterline Replacement Project, using \$1.5 million from the Marina Accumulative Capital Outlay (ACO) Fund to finance a portion of the anticipated \$4.25 to \$6 million construction cost. The project will provide an improved water supply system to meet both Fire Department requirements and domestic usage demand for the existing and proposed development of the Marina.

Also on May 11, the Board authorized the Sheriff to accept a California Department of Boating and Waterways grant to assist with enforcement of all boating regulations within the Marina harbor and the waters of Santa Monica Bay.

On May 25, 2010, the Board adopted the Sewer Service Charge Annual Report for the Marina Sewer Maintenance District, which maintains for Fiscal Year 2010-11 the basic annual sewage unit charge of \$190 for each sewage unit

REGIONAL PLANNING COMMISSION'S CALENDAR

On April 28, 2010, the Regional Planning Commission held a public hearing on the projects on Parcels OT (Oceana Retirement Facility) and 21 (Holiday Harbor) and approved both projects. However, the Regional Planning Commission's decision in connection with Parcel 21 has been appealed and will be scheduled for consideration by the Board of Supervisors in the near term. The Parcel OT project will also be considered by the Board of Supervisors because of the Local Coastal Program Amendment associated with it.

VENICE PUMPING PLANT DUAL FORCE MAIN PROJECT UPDATE

No update from last month to report.

OXFORD BASIN PROJECT UPDATE

The Department of Public Works has advised that it is proceeding on design of the plans and has the following tentative schedules: 60% design plans to be completed by the end of August 2010; 90% plans to be completed by the end of October 2010; and, 100% completed plans by the end of December 2010.

REDEVELOPMENT PROJECT STATUS REPORT

The updated Marina del Rey Redevelopment Projects Descriptions and Status of Regulatory/Proprietary Approvals report is attached.

DESIGN CONTROL BOARD MINUTES

Design Control Board minutes are not available at this time.

UNLAWFUL DETAINER ACTIONS

No unlawful detainer lawsuit has been reported for the months of May and June 2010.

PARCELS 49 AND 77 COMPETITIVE SELECTION PROCESS

No update from last month to report.

DIVERSION OF BALLONA CREEK DRY WEATHER FLOW TO HYPERION

No update from last month to report.

PUBLIC ACCESS ON STRIP OF LAND BETWEEN OCEAN FRONT WALK AND THE BEACH

No update from last month to report.

SHK:ks
Attachment (1)

**Marina del Rey Redevelopment Projects
Descriptions and Status of Regulatory/Proprietary Approvals
As of June 2, 2010**

Map Key	Parcel No. -- Project Name/Lessee	Lessee Name/ Representative	Redevelopment Proposed	Massing and Parking	Status	Regulatory Matters
1	7 -- Tahiti Marina/K. Hakim	Kamran Hakim	* Complete leasehold refurbishment; 149 apartments * Relocate landside boater facilities * 214 slips + 9 end ties will not be reconstructed at this time	Massing -- 3 stories, 36'-7" in height Parking -- Currently 465 spaces. Possible slight reduction of parking due to relocation of landside boating facilities. Impact is currently unknown.	Proprietary -- BOS action on term sheet on 9/29/09. Regulatory -- The 30-day public review period of the MND was 3/15/10 through 4/14/10. BOS consideration pending.	No Variance proposed
2	8 -- Bay Club/ Decron Properties	David Nagel	* Building renovation; 205 apartments * 207 slips + 11 end ties will be reconstructed	Massing -- Two 3-story residential buildings over parking; 41' and 48' Parking -- 315 residential parking spaces and 172 slip parking spaces	Proprietary -- Term sheet action by BOS August 2008; lease extension option approved by BOS 12/8/09. Regulatory -- DCB conceptual approval on August 2008. Site Plan Review application filed with DRP on 12/4/08. BOS certified MND on 12/8/09. CDP application for new docks filed with CCC on 4/5/10.	No Variance proposed
3	9 -- Woodfin Suite Hotel and Vacation Ownership/ Woodfin Hotels	Ben Ryan	* 19-story, 288-room hotel (152 hotel rooms and 136 timeshare suites) * 6-story parking structure containing 360 spaces * New public transient docks * 28 foot-wide waterfront promenade * Wetland park	Massing -- 19-story hotel with 5-story parking structure, 225' tall, on northern half of parcel with view corridor and wetland park on southern half Parking -- All project required parking to be located on site	Proprietary -- Term sheet action by BOS February 2007 Regulatory -- DCB conceptual approval on June 2006. RPC filing on November 2006. DCB approval of promenade improvements on 12/17/09. RPC approval of Tentative Tract Map, CDP, CUP, Parking Permit, Variance and FEIR for landside on 3/10/10. RPC approval of CDP for wetland park and Plot Plan for waterside on 3/10/10. Project appealed to BOS and meeting date to be determined.	CDP required from from CCC for waterside improvements
4	10/FF -- Neptune Marina/ Legacy Partners	Sean McEachorn	* 526 apartments * 161-slip marina + 7 end-ties * 28 foot-wide waterfront promenade * Replacement of public parking both on and off site	Massing -- Four 55' tall clustered 4-story residential buildings over parking with view corridor Parking -- 1,012 project required parking spaces to be provided (103 public parking spaces to be replaced off site)	Proprietary -- Term sheet action by BOS August 2004; lease documents approved by BOS August 2008 Regulatory -- DCB conceptual approval on June 2006. RPC filing on November 2006. DCB approval of promenade improvements on 12/17/09. RPC certified EIR and recommended approval of Plan Amendment, CDP, CUP and Variance to BOS on 3/10/10.	LCP amendment to allow apartments on Parcel FF, remove Open Space category, and transfer development potential from other development zones Parking permit to allow 103 replacement public parking spaces off site Variance for enhanced signage and reduced setbacks
5	100/101 -- The Shores/ Del Rey Shores	Jerry Epstein/ David Levine	* 544-unit apartment complex * 10 new public parking spaces	Massing -- Twelve 75' tall 5-story residential buildings Parking -- All parking required of the project to be located on site plus 10 public beach parking spaces	Proprietary -- Lease extension Option approved by BOS December 2006. 18-month extension of Option approved by BOS on 12/15/09. Regulatory -- RPC approval June 2006; BOS heard appeal February 2006; and approved project March 2007. Per court order, EIR redone as to grading; BOS approved EIR 12/16/08; Plan check application filed	Variance for enhanced signage
6	95/LLS -- Marina West Shopping Center/Gold Coast	Michael Pashaie/ David Taban	*23,500 square feet of commercial/retail/restaurant and public park component.	Massing -- Single story buildings Parking -- All parking required of the project to be located on site	Proprietary -- New Term sheet to be negotiated. Regulatory -- To be determined.	No Variance proposed
7	145 -- Marina International Hotel/ IWF Marina View Hotel	Dale Marquis	* Complete renovation of 134 rooms	Massing -- Two 3-story buildings, 42' and five 1-story bungalows, 22' Parking -- 208 parking spaces.	Proprietary -- BOS action on term sheet on 2/16/10. Regulatory -- DCB initial hearing November 2008; conceptual approval granted January 2009. Initial Study received by DRP May 2009; 30-day public review period of the MND was 3/10/10 through 4/09/10. BOS consideration pending.	No Variance proposed
8	OT -- Oceana Retirement Facility/ Goldrich & Kest Industries	Jona Goldrich/ Sherman Gardner	* 114-unit congregate care units plus ancillary uses * 3,500 square feet of retail space * Replacement of 92 public parking spaces on site * Public accessway from Washington to Admiralty	Massing -- One 5-story residential (senior) building over ground-floor retail and parking; 65' tall Parking -- On-site parking includes all required project parking, 92 public parking spaces (94 public parking spaces to be replaced off site near Marina Beach)	Proprietary -- Lease documents approved by BOS July 2008. Regulatory -- DCB conceptual approval on August 2005; RPC filing May 2006. DCB approval of pedestrian plaza on 2/17/10. RPC certified EIR and recommended approval of Plan Amendment, CDP, CUP, and Parking Permit to BOS on 4/28/10.	LCP amendment to create Active Seniors Accommodations Land Use Category and rezone OT from Parking to Active Seniors Accommodations with Mixed Use Overlay Zone, and transfer development potential between Development Zones Parking permit for senior retirement facility and to allow some replacement public parking off site. No Variance proposed
9	33/NR -- The Waterfront	Ed Czucker/Derek Jones	* 292 apartments * 32,400 square-foot restaurant/retail space * Rooftop observation deck * Replacement public parking both on and off site	Massing -- Three 5-story mixed use residential/retail buildings (two 44' tall and one 61' tall) with view corridor Parking -- All required project parking to be located on site; 69 public parking spaces to be replaced on site.	Proprietary -- Lease documents in process and economic terms being negotiated. Regulatory -- DCB conceptual approval on August 2004; revised project considered by DCB on August 2008 and December 2008.	Change zoning for Pcls 33 and NR to Residential V with a Waterfront Overlay Zone. Parking permit to allow some replacement public parking off site. No Variance proposed
10	21 -- Holiday Harbor Courts/ Goldrich & Kest Industries	Jona Goldrich/ Sherman Gardner	<u>Phase 1</u> * 5-story, 29,300 square-foot mixed-use building (health club, yacht club, retail, marine office) * 92-slip marina * 28 foot-wide waterfront promenade and pedestrian plaza <u>Phase 2 (Parcel C)</u> * Westernmost portion of land to revert to County for public parking	Massing -- One 56' tall commercial building with view corridor/community park Parking -- Six-level parking structure (447 spaces) to contain: all project required parking, 94 (replacement for OT) spaces and Parcel 20 boater parking	<u>Phase 1</u> Proprietary -- Lease option documents approved by BOS July 2008. Option has expired. Regulatory -- DCB conceptual approval on August 2005. RPC filing September 2006. DCB approval of promenade on 2/17/10. RPC certified EIR and approved CDP, CUP, and Parking Permit on 4/28/10. Appeal to BOS filed 5/12/10. <u>Phase 2 (Parcel C)</u> DCB hearing March and April 2006 on transfer of leasehold to County. Item continued.	CDP for landside from Regional Planning CDP for waterside from Coastal Commission No Variance proposed
11	42/43 -- Marina del Rey Hotel/ IWF MDR Hotel	Dale Marquis	* Complete renovation and dock replacement	Massing -- 36' tall hotel building Parking -- 372 Parking spaces	Proprietary -- Term sheets initialed; Parcel 42 on 9/7/09 and Parcel 43 on 8/31/09. Regulatory -- DRP application for environmental review only was signed by DBH on 4/28/10.	No Variance proposed
12	44 - Pier 44/Pacific Marina Venture	Michael Pashaie/ David Taban	* Build 5 new visitor serving commercial and dry storage buildings * 91,090 s.f. visitor serving commercial space * 143 slips + 5 end ties and 234 dry storage spaces	Massing -- Four new visitor-serving commercial buildings, maximum 36' tall and one dry stack storage building, 65'5" tall. 771.5 lineal feet view corridor proposed Parking -- 381 at grade parking spaces will be provided with shared parking agreement (402 parking spaces are required)	Proprietary -- Term sheet to be negotiated. Regulatory -- Initial DCB review during the October 2008 meeting, but project will be revised.	Shared Parking Agreement No Variance proposed
13	52/GG -- Boat Central/ Pacific Marina Development	Jeff Pence	* 345-vessel dry stack storage facility * 30-vessel mast up storage space * 5,300 s.f. Countyboatwright facility	Massing -- 81.5' high boat storage building partially over water and parking with view corridor Parking -- All parking required of the project to be located on site, public parking to be replaced on Parcel 56	Proprietary -- Term sheet action by BOS on July 2006; SCHC approved Option March 2007; BOS approved Option May 2007. BOS granted extension and modification of Option on 11/10/09. Regulatory -- DCB disapproved project on May 2007. DRP application filed December 2008. Screencheck Draft EIR received July 2009.	LCP amendment to rezone site to Boat Storage and to transfer Public Facility use to another parcel. Variance for reduced setbacks and Architectural Guidelines requiring that structures beat least 15 ft. from bulkhead
14	55/56/W -- Fisherman's Village/ Gold Coast	Michael Pashaie/ David Taban	* 132-room hotel * 65,700 square foot restaurant/retail space * 30-slip new marina * 28 foot-wide waterfront promenade	Massing -- Nine mixed use hotel/visitor-serving commercial/retail structures (8 1- and 2-story and 1 60'-tall hotel over ground floor retail/ restaurant), parking structure with view corridor Parking -- On-site parking includes all project required parking, parking for Parcel 61 lessee (Shanghai Reds) and replacement parking from Parcel 52	Proprietary -- Lease extension Option approved by BOS December 2005. Option expired Regulatory -- DCB conceptual approval in July 2006. DRP application filed May 2007. Screencheck DEIR in review.	Shared Parking Agreement Variance for reduced setbacks (side and waterfront)
15	64 -- Villa Venetia/ Lyon	Peter Zak	* Complete leasehold renovation	Massing -- Existing 224 units in 3 stories with portions over parking Parking -- All parking located on site	Proprietary -- BOS action on term sheet on 2/2/10 Regulatory -- Project has changed from redevelopment to refurbishment. Initial Study received by DRP May 2009. 30-day public review period of the MND was 4/12/10 through 5/12/10.	No Variance proposed

PROJECT STATUS REPORT - KEY

